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J. Thomas Kerner

ATTORNEY AT LAW

March 31, 2005

Mr. Jay Johnson
Docket Clerk for
The Honorable Rya W. Zobel
U.S. District Court
1 Courthouse Way
Boston, MA 02210

Re: U.S. v. \$6,442 In U.S. Currency

Dear Mr. Johnson:

Previously, on behalf of Hugo Carmona, I filed his claim and a motion to dismiss the complaint. In the motion to dismiss I requested a hearing. Additionally, I have filed a supporting memorandum and exhibits. The government has filed its opposition to the motion to dismiss.

The parties have conferred and are unable to settle this matter. Accordingly, I am requesting that you schedule a hearing on the motion to dismiss.

Thank you.

Very truly yours,


J. Thomas Kerner

cc: Shelby Wright, AUSA
JTK:ms